



Docket No.: 217411US0X PCT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

RE: Application Serial No.: 09/926,817

Applicants: Yukihiko FUJIEDA, et al.

Filing Date: December 21, 2001

Allowed Date: July 18, 2005

For: MULTI-LAYERED TUBE AND MEDICAL DEVICE
COMPRISING MULTI-LAYERED TUBE

Group Art Unit: 1772

Examiner: C. Bruenjes

SIR:

Attached hereto for filing are the following papers:

**Petition Under 37 CFR 1.181; Copy of date-stamped filing receipt and Request for Priority filed
12-21-01; Copy of Notice of Acceptance of Application mailed 2/4/02**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.
Norman F. Oblon

Thomas M. Cunningham
Registration No. 45,394

Customer Number

22850

(703) 413-3000 (phone)
(703) 413-2220 (fax)

COPY

DOCKET NO: 217411US0X PCT



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

YUKIHIRO FUJIEDA, ET AL.

: EXAMINER: C. BRUENJES

SERIAL NO: 09/926,817

: ALLOWED DATE: JULY 18, 2005

FILED: DECEMBER 21, 2001

: GROUP ART UNIT: 1772

FOR: MULTI-LAYERED TUBE AND
MEDICAL DEVICE COMPRISING
MULTI-LAYERED TUBE

PETITION UNDER 37 CFR 1.181

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

While the Notice of Allowance acknowledges the foreign priority claim it suggests that the Applicants have not complied with 35 U.S.C. 119(a), because they have not provided a certified copy of the foreign priority document. The Applicants traverse this statement, since this application is a national-stage filing of PCT/JP00/06493 and the certified copy of the priority document should be obtained pursuant to PCT Rule 17.2 from the International Bureau, see the attached Notice of Acceptance and Request for Priority.

Accordingly, the Applicants hereby petition the Commissioner pursuant to 37 C.F.R. 1.181 to invoke supervisory authority to:

Provide written acknowledgment of their claim for foreign priority to Japan 2000-120270 filed April 21, 2000 and indicate that the certified copy has been received from the International Bureau in accordance with PCT Rule 17.2(a).

LURVY

Applicants do not believe that any petition fee is due. However, in the event any variance exists between the required petition fees and this amount, please charge or credit the difference to our Deposit Account No. 15-0030.

Respectfully submitted,

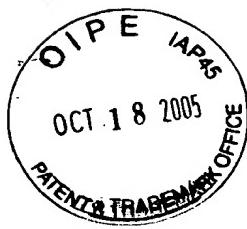
OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.
Norman F. Oblon

Customer Number
22850

Tel: (703) 413-3000
Fax: (703) 413 -2220
(OSMMN 06/04)

Thomas M. Cunningham
Attorney of Record
Registration No. 45,394

COPY



OSMM&N File No. 217411US0X PCT By NFO/et/FF Due Date December 21, 2001

Serial No. New U.S. PCT Application based on PCT/JP00/06493

In the matter of the Application of Yukihiro FUJIEDA, et al.

For MULTI-LAYERED TUBE AND MEDICAL DEVICE COMPRISING MULTI-LAYERED TUBE

The following has been received in the U.S. Patent Office on the date stamped hereon:

- 38 pgs. Specification 17 Claims (English Translation) _____ pgs. Sequence Listing
 Combined Declaration, Petition & Power of Attorney (5 pages)
 Petition to Revive Under 37 C.F.R. 1.137 (b)
 Notice of Priority;
 Check for \$ 890.00; Dep. Acct. Order Form
 Assignment 3 pages/PTO-1595
 Drawings 3 sheets
 PCT Transmittal Letter
 Preliminary Amendment
 PCT/IB/304 PCT/IB/308
 Letter Regarding Claim to Small Entity Status
 International Preliminary Examination Report
 Information Disclosure Statement; PTO-1449
 Cited References () Statement of Relevancy
 List of Related Cases Cited Pending Applications(#)
 International Search Report
 Request for Consideration of Documents Cited in International Search Report
 Letter Regarding Translation of Annexes
 Translation of Annexes to International Preliminary Examination Report
Amended Sheets ()

SERIAL NO.

09/926817

DATE RECEIVED 98 Rec'd PCT/PTO 21 DEC 2001

CLAIMING SMALL ENTITY STATUS

COPY

U S P T O



DOCKET NO.: 217411 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Yukihiro FUJIEDA, et al.

SERIAL NO.: NEW U.S. PCT APPLICATION

FILED: HEREWITH

INTERNATIONAL APPLICATION NO.: PCT/JP00/06493

INTERNATIONAL FILING DATE: September 22, 2000

FOR: MULTI-LAYERED TUBE AND MEDICAL DEVICE COMPRISING MULTI-LAYERED TUBE

**REQUEST FOR PRIORITY UNDER 35 U.S.C. 119
AND THE INTERNATIONAL CONVENTION**

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

In the matter of the above-identified application for patent, notice is hereby given that the applicant claims as priority:

<u>COUNTRY</u>	<u>APPLICATION NO</u>	<u>DAY/MONTH/YEAR</u>
Japan	2000-120270	21 April 2000

Certified copies of the corresponding Convention application(s) were submitted to the International Bureau in PCT Application No. PCT/JP00/06493.

Respectfully submitted,
OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



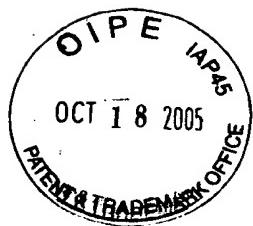
22850

(703) 413-3000

Fax No. (703) 413-2220
(OSMMN 1/97)

Norman F. Oblon
Attorney of Record
Registration No. 24,618
Surinder Sachar
Registration No. 34,423

2 2 8 5 0



OSMM&N File No. 217411US0X PCT

Dept.: Chemical
By: NFO/TMC/krs

Serial No. 09/926,817

In the matter of the Application of: Yukihiro FUJIEDA, et al.

For: MULTI-LAYERED TUBE AND MEDICAL DEVICE COMPRISING MULTI-LAYERED TUBE

Due Date: n/a

The following has been received in the U.S. Patent Office on the date stamped hereon

- Dep. Acct. Order Form
- PTO Cover Letter
- Petition Under 37 CFR 1.181
- Copy of date-stamped filing receipt and Request for Priority filed 12-21-01
- Copy of Notice of Acceptance of Application mailed 2/4/02



COPY



UNITED STATES PATENT AND TRADEMARK OFFICE



Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/926,817	Yukihiro Fujieda	217411US0 XPCT
INTERNATIONAL APPLICATION NO		PCT/JP00/06493
I.A. FILING DATE		PRIORITY DATE
09/22/2000		04/21/2000
CONFIRMATION NO. 4758		
371 ACCEPTANCE LETTER		
 *OC00000007413753*		

Date Mailed: 02/04/2002

NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.494 OR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated Office (37 CFR 1.494), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

12/21/2001

DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and
(c)(4) REQUIREMENTS

12/21/2001

DATE OF RECEIPT OF ALL 35 U.S.C.
REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE "FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- U.S. Basic National Fee
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

RECEIVED
FEB 11 2002

OBLOON, SPIVAK, McCLELLAND,
NEUSTADT P.C.

COPY

Docket No.: 217411US0X PCT/sal



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Yukihiro FUJIEDA, et al.

SERIAL NUMBER: 09/926,817

GROUP: 1772

FILED: December 21, 2001

EXAMINER: BRUENJES,
CHRISTOPHER P

FOR: MULTILAYERED TUBE AND MEDICAL SUPPLY COMPRISING
MULTILAYERED TUBE

REQUEST FOR PRIORITY ACKNOWLEDGMENT UNDER 35 U.S.C. 119
AND THE INTERNATIONAL CONVENTION

MAIL STOP ISSUE FEE
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

SIR:

In the matter of the above-identified application for patent, notice is hereby given that the Applicant(s) claim as priority:

<u>Country</u>	<u>Application No.</u>	<u>Month/Day/Year</u>
Japan	2000-120270	April 21, 2000

Certified copies of the corresponding Convention Application(s) were submitted to the International Bureau in PCT Application Number PCT/JP00/06493, filed on September 22, 2000. Receipt of the certified copies by the International Bureau in a timely manner under PCT Rule 17.1(a) has been acknowledged as evidenced by the attached copy of form PCT/IB/304.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.
Norman F. Oblon

Joseph Scafetta Jr.
Thomas M. Cunningham
Registration No. 45,394

Joseph Scafetta, Jr.
Registration No. 26,803

Customer Number

22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 05/04)

PATENT COOPERATION TREATY

PCT

**NOTIFICATION CONCERNING
SUBMISSION OR TRANSMITTAL
OF PRIORITY DOCUMENT**

(PCT Administrative Instructions, Section 411)

From the INTERNATIONAL BUREAU

To:

KOIKE, Nobuo
Akiba Bldg.
Room 302
3-2, Ohsaki 4-chome
Shinagawa-ku
Tokyo 141-0032
JAPON

Date of mailing (day/month/year) 20 November 2000 (20.11.00)	To: KOIKE, Nobuo Akiba Bldg. Room 302 3-2, Ohsaki 4-chome Shinagawa-ku Tokyo 141-0032 JAPON		
Applicant's or agent's file reference PCT12A159	IMPORTANT NOTIFICATION		
International application No. PCT/JP00/06493	International filing date (day/month/year) 22 September 2000 (22.09.00)		
International publication date (day/month/year) Not yet published	Priority date (day/month/year) 21 April 2000 (21.04.00)		
Applicant KURARAY CO., LTD. et al			
<p>1. The applicant is hereby notified of the date of receipt (except where the letters "NR" appear in the right-hand column) by the International Bureau of the priority document(s) relating to the earlier application(s) indicated below. Unless otherwise indicated by an asterisk appearing next to a date of receipt, or by the letters "NR", in the right-hand column, the priority document concerned was submitted or transmitted to the International Bureau in compliance with Rule 17.1(c) or (5).</p> <p>2. This updates and replaces any previously issued notification concerning submission or transmittal of priority documents.</p> <p>3. An asterisk(*) appearing next to a date of receipt, in the right-hand column, denotes a priority document submitted or transmitted to the International Bureau but not in compliance with Rule 17.1(a) or (b). In such a case, the attention of the applicant is directed to Rule 17.1(c) which provides that no designated Office may disregard the priority claim concerned before giving the applicant an opportunity, upon entry into the national phase, to furnish the priority document within a time limit which is reasonable under the circumstances.</p> <p>4. The letters "NR" appearing in the right-hand column denote a priority document which was not received by the International Bureau or which the applicant did not request the receiving Office to prepare and transmit to the International Bureau, as provided by Rule 17.1(a) or (b), respectively. In such a case, the attention of the applicant is directed to Rule 17.1(c) which provides that no designated Office may disregard the priority claim concerned before giving the applicant an opportunity, upon entry into the national phase, to furnish the priority document within a time limit which is reasonable under the circumstances.</p>			
<u>Priority date</u> 21 April 2000 (21.04.00)	<u>Priority application No.</u> 2000/120270	<u>Country or regional Office or PCT receiving Office</u> JP	<u>Date of receipt of priority document</u> 15 Nove 2000 (15.11.00)

The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland Facsimile No. (41-22) 740.14.35	Authorized officer S. Mandallaz  Telephone No. (41-22) 338.83.38
--	--